

## **Summary of Changes to Brownfields Guidelines**

September 2008

### **Low-Interest Loans (LIL)**

These guidelines were updated to include/clarify the following:

- Clarified eligible uses of loan funds and eligible types of contamination on which loan funds may be spent.
- Added a provision that a loan award will expire six (6) months after IFA Board approval if a financial assistance agreement is not executed.
- Clarified required documentation for asbestos abatement activities.
- Added clarification that a determination of funding eligibility does not release any party from obligations under any federal or state law or regulation.
- Added a provision that asbestos and/or lead paint abatement are only eligible loan activities if there are also other Program-approved remediation activities taking place on the site.
- Added provision regarding conditions for use of loan funds for brownfield acquisition.
- Clarified that the version of IDEM's Risk Integrated System of Closure will be that which is in effect at time Program approves loan activities.
- Clarified that Applicant can request disbursements be paid directly to consultant
- Added as potentially eligible applicants, entities that would otherwise have an applicable exemption to liability but for the date on which they purchased the site (e.g., < January 11, 2002, a significant date for certain landowner liability protections)
- Added as a condition of loan forgiveness that redevelopment goals must include site remediation, if applicable, even if loan funds will not be used to fund the necessary remediation.
- Changed conditions for the submittal of supplemental application information (e.g., site access agreement).
- Revised selection criteria to more closely mirror revised Stipulated Assessment Grant (SAG) and Stipulated Remediation Grant (SRG) scoring criteria. For example, additional criteria include environmental and public health benefits and sustainability/environmental benefit/infrastructure reuse.